



STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF WATER RESOURCES

Jackson Environmental Field Office

1625 Hollywood Drive

Jackson, TN 38305

Phone 731-512-1300

Statewide 1-888-891-8332 Fax 731-661-6283

Mr. Jamey Tosh
Co-Owner
T & T Gilkey
1586 Atlantic Avenue
Henry, TN 38231

Subject: **NPDES Tracking Number TNR121433**
Jamey Tosh, T&T Farms
Henry, Henry County, Tennessee

Dear Mr. Tosh:

The Division of Water Resources (division) acknowledges receipt of a certified Notice of Termination (NOT) on , for the above-reference site. After a review of our files and inspection of the site, it has been determined that this site does not meet the termination requirements as stated in Section 8 of the Construction General Permit (CGP) and we are therefore returning the NOT to you. The entire site is not complete and stable and/or is not covered by replacement coverage (see attached inspection report).

When the site meets the requirements for termination, you may re-submit an NOT. Until that time please note that you are liable for construction related stormwater discharges from the site under the terms and conditions of the CGP.

If you have questions, please contact the division at your local Environmental Field Office at 1-888-891-TDEC; or, at this office, please contact Mr. Brian Wallace at (731) 243-4861 or by E-mail at Brian.Wallace@tn.gov.

Sincerely,

Conner Franklin
Environmental Program Manager

cc: DWR, Jackson EFO Permit File



TDEC - Division of Water Resources
Jackson Field Office
ICIS NPDES Facilities Inspection Report

Facility Data

NPDES ID:	TNR121433	Facility Site Name	Brevard T&T		
		Address			
Permit Eff. Date:		Permit Exp Date:		SIC Code:	

Compliance Monitoring Information

Compliance Monitoring Activity Name	Stormwater Construction Non-Sampling				
	* If Bio Monitoring is selected above, select the method used:				
Compliance Monitoring Activity					

Compliance Monitoring Dates/Times

Entry Date/Time (mm/dd/yyyy hh:mm):		Exit Date/Time (mm/dd/yyyy hh:mm):	01/09/2015 1100	
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Facility Representatives

On-Site Representative(s) Title, Phone Number	Responsible Official(s), Title, Phone Number

Statute and Section Information

Federal Statute:	CWA - Clean Water Act	State Statute:	Tennessee Water Quality Control Act		
Programs:	NPDES-Stormwater Construction				
Compliance Monitoring Reason:	Agency Priority				
Compliance Monitoring Agency Type:	State- Using Federal Credentials	Agency Name:	TDEC - DWR		
Did EPA assist/ Inspection?	No	Time Physically conducting activity: Days:		Hours:	
Inspection Type:	State	Compliance Monitoring Action Outcome:	Under Review		
Lead Agency:	State	Compliance Monitoring Rating Code:	Marginal		
If Joint Inspection, what was the purpose of the other party?					


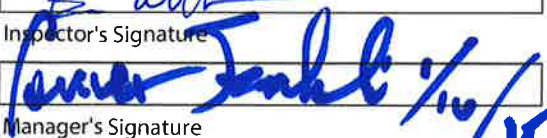
Areas Evaluated During Inspection (Check only those areas evaluated)

<input type="checkbox"/> Permit	<input type="checkbox"/> Self - Compliance Program	<input type="checkbox"/> Pretreatment
<input type="checkbox"/> Records / Records	<input type="checkbox"/> Compliance Schedule	<input type="checkbox"/> Pollution Prevention
<input type="checkbox"/> Facility Site Review	<input type="checkbox"/> Laboratory	<input checked="" type="checkbox"/> Storm Water
<input type="checkbox"/> Effluent / Receiving Waters	<input type="checkbox"/> Operations & Maintenance	<input type="checkbox"/> Combined Sewer Overflow
<input type="checkbox"/> Flow Measurement	<input type="checkbox"/> Sludge Handling / Disposal	<input type="checkbox"/> Sanitary Sewer Overflow

Compliance Monitoring Summary

Refer to TDEC inspection form

EPA and State Representatives

	TDEC / SEFO / 731-512-1365	1-9-15
Inspector's Signature	Agency / Office / Phone	Date
		
Manager's Signature	Agency / Office / Phone	Date

(Note: This form can only be printed to an XPS document, then saved for later use.)

**TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION**

Division of Water Resources

William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Avenue, 11th Floor, Nashville TN 37243

1-888-891-8332 (TDEC)

Compliance Inspection for General NPDES Permit for Stormwater Discharges from Construction Activities (CGP)

Site/Project Name: Brevard T&T			NPDES Tracking Number: TNR121433	
			Date Coverage was Issued 09-AUG-12	
Street Address or Location: 70 Henry Cemetery Road (2 existing barns), 1500-2616 Radford Lake Rd (2 new barns)			Start date:	
			Estimated end date:	
Site Description: Construction of 2 pit hog barns			Latitude (dd.dddd): 36.192685	
			Longitude (-dd.dddd): -88.444739	
County(ies): Henry	EFO: Jackson	MS4 Jurisdiction:	Acres Disturbed: 4	
			Total Acres:	
Name of Permittee (Developer/Operator): Jamey Tosh, T&T Farms				
Name of Official Contact: Jamey Tosh		Email: jameytosh@toshfarms.net		Contact Phone: 731-243-4861
Address: 1586 Atlantic Avenue		City: Henry		State: TN Zip: 38231
Check List (office & field checks)				
		Yes	No	Comments
1	Does the site have CGP coverage?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
2	Is NOC posted on site?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
3	Have the site contractors signed the NOI?	<input type="checkbox"/>	<input type="checkbox"/>	unknown
4	Is the current SWPPP available for review?	<input type="checkbox"/>	<input type="checkbox"/>	unknown
5	Are EPSCs in accordance with SWPPP?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	
6	Are EPSCs installed properly and functional?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	*
7	Are inspection reports available on site?	<input type="checkbox"/>	<input type="checkbox"/>	unknown
8	Is the proper buffer zone maintained?	<input type="checkbox"/>	<input type="checkbox"/>	n/a
9	Were there unstable, inactive areas on the site? If so, does inspector know if length of time has been more than 14 days (or 7 days for steep slopes)?	<input checked="" type="checkbox"/>	<input type="checkbox"/>	*
10	Are more than 50 acres disturbed at one time?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
11	Has sediment discharged off site?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
12	Has sediment discharged into waters of the State?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
13	Are there unauthorized alterations to waters of the State?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
14	Are there violations of an existing ARAP? If so, ARAP No.?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
15	Other pollutants/discharges or unusual problems?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
16	Project is complete and stable with no construction-related stormwater discharges?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	*
General Comments:				
* Side ditches remain unstable along road to barns with inadequate controls.				
Termination cannot be granted until site has been stabilized according to the terms of the CGP.				
Routine <input type="checkbox"/> Comprehensive <input type="checkbox"/> Complaint <input type="checkbox"/> Follow Up <input type="checkbox"/> Termination <input checked="" type="checkbox"/>				
On-Site Contact (if available)				
On-Site Contact Name (Print): unaccompanied		On-Site Contact Title:		Signature:
				Date:
TDEC Personnel/Information				EFO: Name and Address
Inspector's Name (Print): Brian Wallace		Signature: 		Jackson Environmental Field Office 1625 Hollywood Drive Jackson, TN 38305
		Date: 1-9-15		
		Time: 1100		

STATE OF TENNESSEE
DEPARTMENT OF ENVIRONMENT AND CONSERVATION
DIVISION OF WATER RESOURCES
1625 HOLLYWOOD DRIVE
JACKSON, TN 38305

MR. JAMEY TOSH
CO-OWNER
T & T GILKEY
1586 ATLANTIC AVENUE
HENRY, TN 38231

**TENNESSEE DEPARTMENT OF ENVIRONMENT AND CONSERVATION (TDEC)**

Division of Water Resources

William R. Snodgrass Tennessee Tower, 312 Rosa L. Parks Avenue, 11th Floor, Nashville, Tennessee 37243

1-888-891-TDEC (8332)

Received
DEC 17 2014
Division of Water Resources
Jackson Field Office**Notice of Termination (NOT) for General NPDES Permit for Stormwater Discharges from Construction Activities (CGP)**

This form is required to be submitted when requesting termination of coverage from the CGP. The purpose of this form is to notify the TDEC that either all stormwater discharges associated with construction activity from the portion of the identified facility where you, as an operator, have ceased or have been eliminated; or you are no longer an operator at the construction site. Submission of this form shall in no way relieve the permittee of permit obligations required prior to submission of this form. Please submit this form to the local WPC Environmental Field Office (EFO) address (see table below). For more information, contact your local EFO at the toll-free number 1-888-891-8332 (TDEC).

Type or print clearly, using ink.

Site or Project Name: <u>Brevard T&T</u>		NPDES Tracking Number: <u>TNR 121433</u>	
Street Address or Location: <u>Radford Lake Rd</u>		County(ies): <u>Henry</u>	
Name of Permittee Requesting Termination of Coverage:			
Permittee Contact Name: <u>Jonathan Tosh</u>		Title or Position: <u>Owner</u>	
Mailing Address: <u>1586 Atlantic Ave</u>		City: <u>Henry</u>	State: <u>TN</u>
Phone: <u>731-423-4861</u>		Zip: <u>38231</u>	

Check the reason(s) for termination of permit coverage:

<input checked="" type="checkbox"/>	Stormwater discharge associated with construction activity is no longer occurring and the permitted area has a uniform 70% permanent vegetative cover OR has equivalent measures such as rip rap or geotextiles, in areas not covered with impervious surfaces.
<input type="checkbox"/>	You are no longer the operator at the construction site (i.e., termination of site-wide, primary or secondary permittee coverage).

Certification and Signature: (must be signed by president, vice-president or equivalent ranking elected official)

I certify under penalty of law that either: (a) all stormwater discharges associated with construction activity from the portion of the identified facility where I was an operator have ceased or have been eliminated or (b) I am no longer an operator at the construction site. I understand that by submitting this notice of termination, I am no longer authorized to discharge stormwater associated with construction activity under this general permit, and that discharging pollutants in stormwater associated with construction activity to waters of the United States is unlawful under the Clean Water Act where the discharge is not authorized by a NPDES permit. I also understand that the submittal of this notice of termination does not release an operator from liability for any violations of this permit or the Clean Water Act.

For the purposes of this certification, elimination of stormwater discharges associated with construction activity means that all stormwater discharges associated with construction activities from the identified site that are authorized by a NPDES general permit have been eliminated from the portion of the construction site where the operator had control. Specifically, this means that all disturbed soils at the portion of the construction site where the operator had control have been finally stabilized, the temporary erosion and sediment control measures have been removed, and/or subsequent operators have obtained permit coverage for the site or portions of the site where the operator had control.

I certify under penalty of law that this document and all attachments were prepared by me, or under my direction or supervision. The submitted information is to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. As specified in Tennessee Code Annotated Section 39-16-702(a)(4), this declaration is made under penalty of perjury.

Permittee name (print or type): <u>Jonathan Tosh</u>	Signature: <u>Jonathan Tosh</u>	Date: <u>12-12-14</u>
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EFO	Street Address	Zip Code	EFO	Street Address	Zip Code
Memphis	8383 Wolf Lake Drive, Bartlett, TN	38133	Cookeville	1221 South Willow Ave.	38506
Jackson	1625 Hollywood Drive	38305	Chattanooga	540 McCallie Avenue STE 550	37402
Nashville	711 R S Gass Boulevard	37243	Knoxville	3711 Middlebrook Pike	37921
Columbia	1421 Hampshire Pike	38401	Johnson City	2305 Silverdale Road	37601